

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Prior Application No.: 09/802,341

Prior Application Examiner: Kaveh C. Kianni

15939 U.S. PTO
10/623105
07/18/03

SIR: This is a request for filing a Continuation Application under 37 C.F.R. § 1.53(b) of pending prior Application No. 09/802,341, filed March 9, 2001, of James K. EU, Tong-Ning LI, and C. Jacob SUN for LOSS COMPENSATED WAVELENGTH DIVISION MULTIPLEXING FILTER MODULE.

1. ☒ Enclosed is a complete copy of the prior application including the drawings, if any, and the signed Declaration and Power of Attorney, as originally filed on March 9, 2001. I hereby verify that the attached papers are a true copy of prior Application No. 09/802,341, as originally filed on March 9, 2001, which is incorporated herein by reference.
2. ☒ Petition to Revive for Unintentional Abandonment under 37 C.F.R. § 1.137(f).
3. ☒ Petition to Revive for Unintentional Abandonment under 37 C.F.R. § 1.137(b).
4. ☐ Cancel Claims _____.
5. ☐ A Preliminary Amendment is enclosed.
6. ☒ The filing fee is calculated on the basis of the claims existing in the prior application as amended at 4 and 5 above.

Basic Application Filing Fee					\$750	\$ 750.00
	Number of Claims		Basic	Extra Claims		
Total Claims	33	-	20	13	x \$18	234.00
Independent Claims	8	-	3	5	x \$84	420.00
<input type="checkbox"/> Presentation of Multiple Dep. Claim(s)					+\$280	0.00
Subtotal						\$ 1,404.00
Reduction by 1/2 if small entity						- 702.00
TOTAL APPLICATION FILING FEE						\$ 702.00

7. ☒ Checks totaling \$2,002.00 are enclosed for the following fees:
- a. \$375.00 basic filing fee for small entity;
 - b. \$327.00 extra claims fee for small entity;
 - c. \$650.00 petition to revive fee for small entity C.F.R. § 1.137(f); and
 - d. \$650.00 petition to revive fee for small entity C.F.R. § 1.137(b).
8. ☒ The Commissioner is hereby authorized to charge any fees which may be required including fees due under 37 C.F.R. § 1.16 and any other fees due under 37 C.F.R. § 1.17, or credit any overpayment during the pendency of this application to Deposit Account No. 06-0916.
9. ☒ Amend the specification by inserting the following new paragraph at page 1, line 5:
- This is a continuation of Application No. 09/802,341, filed March 9, 2001, which is incorporated herein by reference.
10. ☐ New acceptable drawings are enclosed.
11. ☐ The prior application is assigned of record to:
12. ☐ Priority of Application No. ___, filed on ___ in ___ is claimed under 35 U.S.C. § 119. A certified copy
- ☐ is enclosed or ☐ is on file in the prior application.
13. ☒ Small entity status is appropriate and applies to this application.
14. ☐ The power of attorney in the prior application is to at least one of the following: FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P., Douglas B. Henderson, Reg. No. 20,291; Ford F. Farabow, Jr., Reg. No. 20,630; Arthur S. Garrett, Reg. No. 20,338; Donald R. Dunner, Reg. No. 19,073; Brian G. Brunsvold, Reg. No. 22,593; Tipton D. Jennings, IV, Reg. No. 20,645; Jerry D. Voight, Reg. No. 23,020; Laurence R. Hefter, Reg. No. 20,827; Kenneth E. Payne, Reg. No. 23,098; Herbert H. Mintz, Reg. No. 26,691; C. Larry O'Rourke, Reg. No. 26,014; Albert J. Santorelli, Reg. No. 22,610; Michael C. Elmer, Reg. No. 25,857; Richard H. Smith, Reg. No. 20,609; Stephen L. Peterson, Reg. No. 26,325; John M. Romary, Reg. No. 26,331; Bruce C. Zotter, Reg. No. 27,680; Dennis P. O'Reilly, Reg. No. 27,932; Allen M. Sokal, Reg. No. 26,695; Robert D. Bajefsky, Reg. No. 25,387; Richard L. Stroup, Reg. No. 28,478; David W. Hill, Reg. No. 28,220; Thomas L. Irving, Reg. No. 28,619; Charles E. Lipsey, Reg. No. 28,165; Thomas W. Winland, Reg. No. 27,605; Basil J. Lewris, Reg. No. 28,818; Martin I. Fuchs, Reg. No. 28,508; E. Robert Yoches, Reg. No. 30,120; Barry W. Graham, Reg. No. 29,924; Susan Haberman Griffen, Reg. No. 30,907; Richard B. Racine, Reg. No. 30,415; Thomas H. Jenkins, Reg. No. 30,857; Robert E. Converse, Jr., Reg. No. 27,432; Clair X. Mullen, Jr.,

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15. ☒ The power appears in the original declaration of the prior application. A copy of the original Declaration for Patent Application and Power of Attorney is enclosed.
16. ☐ Since the power does not appear in the original declaration, a copy of the power in the prior application is enclosed.
17. ☒ Please address all correspondence to Finnegan, Henderson, Farabow, Garrett & Dunner, L.L.P., 700 Hansen Way, Palo Alto, CA 94304.
18. ☐ Recognize as associate attorney _____.
19. ☐ Also enclosed is a Petition for Three Month Extension of Time for Application Serial No. 09/802,341, filed March 9, 2001.

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: July 19, 2003

By: _____

Gary J. Edwards

Reg. No. 41,008

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